

106TH CONGRESS  
1ST SESSION

# H. R. 1672

To amend title XIX of the Social Security Act to require States Medicaid plans to provide for payment for costs of medical services under individualized education programs under the Individuals with Disabilities Education Act after they exceed \$3,500 in a school year.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 4, 1999

Ms. LOFGREN introduced the following bill; which was referred to the  
Committee on Commerce

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## A BILL

To amend title XIX of the Social Security Act to require States Medicaid plans to provide for payment for costs of medical services under individualized education programs under the Individuals with Disabilities Education Act after they exceed \$3,500 in a school year.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Smart IDEA Act of  
5       1999”.

1 **SEC. 2. MEDICAID COVERAGE OF COSTS OF MEDICAL SERV-**  
2 **ICES UNDER INDIVIDUALIZED EDUCATION**  
3 **PROGRAMS UNDER THE INDIVIDUALS WITH**  
4 **DISABILITIES EDUCATION ACT BEYOND \$3,500**  
5 **IN A SCHOOL YEAR.**

6 (a) IN GENERAL.—Title XIX of the Social Security  
7 Act is amended—

8 (1) by redesignating section 1935 as section  
9 1936, and

10 (2) by inserting after section 1934 the following  
11 new section:

12 “COVERAGE OF COSTS OF MEDICAL SERVICES UNDER IN-  
13 DIVIDUALIZED EDUCATION PROGRAMS UNDER THE  
14 INDIVIDUALS WITH DISABILITIES EDUCATION ACT  
15 AFTER THEY EXCEED \$3,500 IN A SCHOOL YEAR

16 “SEC. 1935. (a) IN GENERAL.—Notwithstanding any  
17 other provision of this title—

18 “(1) each State plan under this title shall pro-  
19 vide medical assistance described in subsection (b);  
20 and

21 “(2) such medical assistance is not required to  
22 be provided to individuals other than children de-  
23 scribed in such subsection.

24 “(b) CONFORMING DEFINITION OF MEDICAL ASSIST-  
25 ANCE.—For purposes of this title, the term ‘medical as-  
26 sistance’ includes payment for all of the costs of medical

1 services furnished to any child pursuant to, and in accord-  
2 ance with, an individualized education program (as de-  
3 fined in section 614(d)(1)(A) of the Individuals with Dis-  
4 abilities Education Act (20 U.S.C. 1414(d)(1)(A)) for that  
5 child, but only insofar as such costs exceed \$3,500 in any  
6 school year.”.

7 (b) EFFECTIVE DATE.—The amendments made by  
8 subsection (a) take effect on the date of the enactment  
9 of this Act and apply to medical services furnished on or  
10 after such date, without regard to whether or not final  
11 regulations to carry out such amendments have been pro-  
12 mulgated by such date.

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